

REMARKS

Applicants respectfully request reconsideration of the present application in view of the foregoing amendments and in view of the reasons that follow.

Claims 114 and 120 are currently being amended.

This amendment adds, changes and/or deletes claims in this application. A detailed listing of all claims that are, or were, in the application, irrespective of whether the claims remain under examination in the application, is presented, with an appropriate defined status identifier.

After amending the claims as set forth above, claims 114-130 are now pending in this application.

Non-Finality of the Office Action

The Office Action Summary indicates by check mark at "Status 2a" that this action is final, but refers nowhere else to a final rejection. Applicants have confirmed that the USPTO Patent Application Information Retrieval ("PAIR") record for this application indicates that the May 21, 2004, Office Action is non-final. On June 18, 2004, Applicants' Representative contacted Examiner R. Patel, who confirmed that the Office Action was non-final. Accordingly, Applicants consider the Office Action non-final.

The Requirement to Cancel Non-Elected Claims is Improper

The Office has required that Applicants cancel withdrawn claims 63-113 and 131-144 (Office Action, page 2, lines 3-5 and 10-12). Applicants respectfully traverse this requirement. Such a requirement could only be proper for a response after a rejection properly made final (M.P.E.P. 821.01) or after an election without traverse (M.P.E.P. 821.02). As noted above, the outstanding Office Action is non-final, and Applicants have traversed the Restriction Requirement (see our Response to Restriction Requirement filed August 5, 2003, page 17, lines 7-8).

Present Amendments Obviate Non-Responsiveness

The Office has stated that Applicants' February 27, 2004 reply is non-responsive, and has requested that Applicants "correct issues with 35 USC 112" and "review all claims and make appropriate correction as required" (Office Action, page 2, lines 6-10, emphasis omitted).

Applicants have amended claim 14 to recite "synchronized data" instead of "integrated data" and have carefully reviewed all claims under examination, making appropriate correction.

Applicants believe that the outstanding Office Action has now been fully responded to.


Applicants believe that the present application is now in condition for allowance. Favorable reconsideration of the application as amended is respectfully requested.

The Examiner is invited to contact the undersigned by telephone if it is felt that a telephone interview would advance the prosecution of the present application.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741. If any extensions of time are needed for timely acceptance of papers submitted herewith, Applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 19-0741.

Respectfully submitted,

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